FOR MYSORE STATE

Public (Genl.) (1953) Department.

B. SERIES.

G.O. No.	2429 / Bb23-24 dt
Dated	8.9.1953.

Passed.
B/
Supdt.
dt.

[Despatch Abstract.]

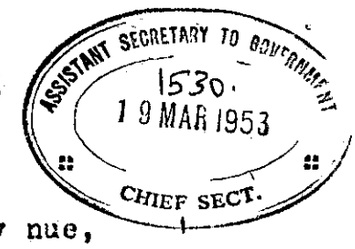
Acts - M.B (L&RC) Jrd; 1948 - Administration in Shimoga District - Appointment of Sri P. Vyasa Rao as Honorary Asstt. Revt. Controller, Hangarure - Notification issued under section 2(2) - Amended.

"KG NT.
Ref.C.No A1. 3022/53.2

S.Kanara Collector's office,
Mangalore dated 12.3.1953

From

Sri C.A.Ramakrishnan I.C.S.,
Collector of South Kanara,
MANGALORE



To

The Secretary to the Board of Revenue,
Land Revenue, Chepauk,
MADRAS.5.

Sir,

SUB: THE MADRAS BUILDINGS (LEASE AND RENT CONTROL)Act. 1949 -Administration in Mangalore - Appointment of Sri .Vyasa Rao, B.A.,M.L., as Honorary Additional Rent Controller, Mangalore - Proposals -Submitted-

Ref: 1.G.O.Ms.No.713, Public (General.C) Dated 16.9.49
2.G.O.Ms.No.1076, Public (General.C) Dated 19.4.51
3.C.C.Ms.No.4652, Home dated 30.12.52
4.From the Registrar, High Court, Madras Roc.No. 164/53.B1 dated 12.1.1953.

****

In the G.Os first and second cited, the official Receiver, Mangalore was appointed as Additional Rent Controller Mangalore to assist the Rent Controller (R.D.O.) Mangalore in the disposal of rent control cases. In the G.O. third cited, Sri K.Balakrishna of the Addl.Rent Controller Mangalore was appointed as part-time official Receiver and with reference to the ~~High Court's letter~~ fourth cited all the rent control cases pending immediately before 7.1.1953 were retransferred to the file of the Rent Controller (R.D.O.) Mangalore. Copies of the G.O. third cited and the High Court's letter to the District Judge, South Kanara are enclosed for reference.

2/- The No.of rent control cases pending on the file of the Rent Controller (R.D.O.) Mangalore as on 1.1.53 is 61. It will not be possible for him to attend to these cases expeditiously in addition to the criminal and revenue work. The rent control work is on the increase sequel to the increasing pressure of population in Mangalore and shortage of housing accomodation. It is therefore quite necessary to appoint an Addl.Rent Controller for Mangalore to avoid delay in the disposal of cases and the consequent inconvenience to the public.

3/- Sri .Vyasa Rao,B.A.,M.L., Retired Dt.Munsif and Honorary Special I Class Magistrate Mangalore who was consulted in the matter by the Revenue Divisional Officer Mangalore has expressed his willingness to attend to rent control cases if he is appointed Honorary controller. A copy of his letter dated 13.1.53 is enclosed for perusal. As he is a retired Dt.Munsif, and also president, First Class Bench Court, Mangalore and Special First Class Magistrate, Mangalore his judicial capacity cannot be ~~just~~ questioned. Moreover, he is energetic and physically fit. He is also known to do public service. He is much respected and is a man of integrity. He has been getting on well with lawyers and the litigant public. He will also have sufficient time to attend to this work. ~~He will also have sufficient time to attend to this work.~~ I, therefore recommend that the Government may be addressed to appoint him as an Honorary Addl.Rent Controller Mangalore.

Yours faithfully

For Collector.

Copy of the Chief Secretary to Govt. Public (General) Department to G.O. Madras 9.

2

Copy to the Chief Secretary to Government, Public (General) Department, Fort St.George, Madras.9 (with enclosures.)
mv 13.3.

Pub (gen.c) Dept.

Rep plants.

Smld. for period. The original letter of the Collector of Salem Kanara dtd, sent to the Bd. of Revenue may be awaited with the Boards remarks. (R.D. 15.4.53).

Imp plants

LO 20.3.53 R 20/3/53.

V.K 20/3/53

No report has been received from the Board of Revenue so far. It may be reminded. A draft Memo is routed for approval.

LO 23.4.53 R 23/4/53

V.K 23.4.53

Copy of letter Roc.No.164/53-B1 dated 12.1.53 from the Registrar, High court, Madras to the Dt.Judge South Kanara.

***

Sub: Official receiver--South Kanara--appointment of part-time official receiver--G.O.Ms.No.4655 Home dated 30.12.52.

--

Your letter A.No 93 of 1952 dated 7.1.53.

--

The presumption in the first paragraph of your above letter is correct. The Official Receiver shall be a part-time officer from the date of receipt of the Government order viz 7th January.

Government are being asked to cancel the appointment of the official receiver South Kanara as Additional small cause Judge and as Additional Rent controller. All Small cause suits and Rent control cases pending on the file of the Additional Small cause Judge and the Additional Rent controller immediately before 7.1.53, shall be retransferred to the Principal Judge of the court of small causes and the Rent Controller respectively.

The Small cause court for Mangalore established under the Provincial small cause courts Act will continue to function till the expiry of the current sanction therefor,. The District Munsif as the Judge of the Small Cause court will continue to exercise Small cause powers upto Rs.500/-

-True copy-

For Collector.

Copy of D.O dated 13.1.53 from P.Vyasa Rau, B.A.M.L., Retired district Munsif and Special I class Magistrate Mangalore to Sri M. Kariappa Revenue Divisional Officer Mangalore

--

Your D.O. Ref.C.No.242/53 dated 10.1.53.

--

I shall be glad to attend to Rent control Petitions if I am arpointed to deal with them.

Since the work of the special court is now light, one of the two days (Tuesdays or Fridays) may conveniently be devoted entirely to this work, in view of the fact that on other days, accommodation will not be available.

I hope your clerk will attend to this court with me as well.

-True copy-

For Collector.

13.3.53.

5/

Copy of G.O.Ms.No.4355 Home Department dated 30.12.52 from the Government of Madras.

...

Official Receiver - S.Kanara District - Balakrishna Rao Sri K. appointment as part time official receiver - Ordered.

Read the following:
G.O.Ms.No.4179 Home dt.25.9.50
From the High Court Roc.No.7434/52-B1 dt.4.12.52.

ORDER:

The Government accept the recommendation of the High Court and appoint Sri K.Balakrishna Rao as part-time Official Receiver South Kanara.

2. Sri K.Balakrishna Rao will be allowed commission at the rates prescribed in para 2(1) of G.O.Ms.No.1200 Home dt.2.4.52.
3. The following notifications will be published in the Fort St.George Gazette.

NOTIFICATION I.

Under the rule published with the Public (Services) Department notification No.16 dt.26.1.50 at page 272 of Part I of the Fort St.George Gazette dated the 7th February 1950, the Governor of Madras hereby relaxes the relevant provisions of the Special Rules for the Madras Judicial ~~provisions of the Special Rules for the Madras Judicial~~ Ministerial Service in favour of Sri K.Balakrishna Rao in order to enable him to be appointed as part-time Official Receiver temporarily.

II.

In exercise of the powers conferred by sub section (1) of section 57 of the Provincial Insolvency Act 1920 (Act V of 1920) the Governor of Madras hereby appoints Sri K.Balakrishna Rao as part-time official receiver within the local limits of the jurisdiction of the Dt.Court of South Kanara.

/true copy/

Public (Genl.-C) Dept

Memo No. 1530/53-1 dated. 24.4.53

Subs - M.B (LHRC) Act, 1949 - Administration in Mangalore - Appointment of Sri P. Vyasa Rao, B.A., M.L., as Honorary Addl. Revenue Controller, Mangalore - proposals.

Ref :- From the Collector of South-Kanara, letter, Ref-C No. A1. 3012/53.2, dt/12.3.53.

The attention of the Board of Revenue is invited to the reference cited, and it is requested to furnish its ~~report~~ remarks ~~in the matter~~, ~~as the proposals~~ thereon as early as possible.

Issue
23/4

P+C

Dated 24/4/53

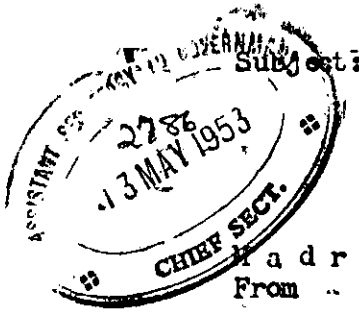
To the Board of Revenue, Chepauk, Madras.

Sd/- 23.4.53
23/4/53.

23.4.53

9

Revenue Department.



Subject:- The Madras Buildings- (Lease & Rent Control)Act, 1949- Administration in Mangalore- appointment in Mangalore-appointment of Sri P. Vysa Rao, B.A., M.L., as Honorary Additional Rent Controller, Mangalore- proposals- submitted-

Refce.W.No.2136/53-1

Madras. dated 11-5-53.

From

Sri W.R.S. Sattianathan, I.C.S., Commr. of Land Revenue.

Sri A.R.Rajaratnam, I.A.S., Joint Secretary, Board of Revenue, Madras.

Read:- plants

i. From the Collector of South Kanara, Ref.C.No.A.1. 3022/53-2 d/12-3-53
ii. Government Memo.No.1530/53-1 Public (General-C) dated 24-4-53. plants

Reference:-

Submitted to the Government.

2. The Board recommends that Sri P.Vyasa Rao, B.A., M.L. Retired District Munsif and Honorary Special I-Class Magistrate, Mangalore, may be appointed as Honorary Additional Rent Controller, Mangalore, to avoid delay in the disposal of rent control cases which are reported to be on the increase and the consequent inconvenience to the public.

for Joint Secretary.

To the Secretary to Government, Public (General-C) Department.
Copy to the Collector of South Kanara.
amk. 11/5.

11

Letter from the Collector of South Kanara, Reece.No.A.1.1022/53-2 dated 12-3-1953:-

Ref:- 1. G.O.Ms.No.713 Public (Genl-C) dated 16-8-49.
2 G.O.Ms.No;1076 " " " 19-4-51.
3. G.O.Ms.No.4655 Home dated 30-12-52.
4. From the Registrar,High Court, Madras, Roc.No. 164/53-B.1 d/ 12-1-53.

In the G.Os first and second cited, the Official Receiver, Mangalore, was appointed as Additional Rent Controller, Mangalore to assist the Rent Controller (R.D.O) Mangalore in the disposal of Rent Control cases. In the G.O. third cited Sri K. Balakrishna Rao the Addl.Rent Controller, Mangalore, was appointed as part time Official Receiver and with reference to the High Court's letter fourth cited all the rent control cases pending immediately before 7-1-1953 were transferred to the file of the Rent Controller (R.D.O.) Mangalore. Copies of the G.O. third cited and the High Court's letter to the District Judge, South Kanara are enclosed for reference.

2. The No. of rent control cases pending on the file of the Rent Controller (R.D.O.) Mangalore as on 1-3-53 is 61. It will not be possible for him to attend to these cases expeditiously in addition to the Criminal and revenue work. The Rent control work is on the increase sequal to the increasing pressure of population in Mangalore and shortage of housing accomodation. It is therefore quite necessary to appoint an Additional Rent Controller for Mangalore to avoid delay in the disposal of cases and the consequent inconvenience to the Public.

3. Sri P. Vyasa Rao,B.A.,B.L. Retired Dt. Munsif and Honorary Special I Class Magistrate,Mangalore who was consulted in the matter by the Revenue Divisional Officer,Mangalore has expressed his willingness to attend to rent control cases if he is appointed Honorary Controller. A copy of his letter dated 13-1-53 is enclosed. As he is a retired District Munsif, and also President,First Class Magistrate Bench Court, Mangalore, and Special First Class Magistrate, Mangalore, his judicial capacity cannot be questioned. Moreover, he is energetic and physically fit. He ia slso keen to do public service. He is much-respcted and is a man of integrity. He has been getting on well with lawyers and the litigant public. He will also have sufficient time to attend to this work. I,therefore recommend that the Government may be addressed to appoint him as an Honorary Additional Rent Controller,Mangalore.

(sd) xx
for Collector.

From the Registrar,High Court, Madras to the District Judge,South Kanara, Letter No.Roc.No. 164/53-B.1 dated 12-1-53 :-

Sub:- Official Recciver-South Kanara- appointment of part time official Receiver- G.O.Ms.No.4656 Home dated 30-12-52.

Your letter A. No.93 of 1952 dated 7-1-53.

The presumption in the first paragraph of your above letter is correct. The official Receiver shall be a parttime Officer from the date of receipt of the Government Order viz., 7th January.

P.T.O.

12

Government are being asked to cancel the appointment of the Official Receiver, South Kanara as Additional Small Cause Judge and as Additional Rent Controller. All Small cause suits and Rent Control cases pending on the file of the Additional Small Cause Judge and the Additional Rent Controller immediately before 7-1-53, shall be retransferred to the Principal Judge of the Court of Small Causes, and the Rent Controller respectively.

The Small Cause Court for Mangalore established under the Provincial Small Cause Courts Act will continue to function till the expiry of the current sanction therefor. The District Munsif as the Judge of the Small cause Court will continue to exercise Small Cause powers up to Rs.500/-

(sd) xx
for Collector.

Copy of D.O. dated 13-1-53 from Sri P.Vyasa Rao, B.A., M.L., Rtd. District Munsif and Special I Class Magistrate, Mangalore, to Sri M. Mariappa Revenue Divisional Officer, Mangalore:-

Ref:- Your D.O.Ref.C.No.242/53 d/ 10-1-53.

I shall be glad to attend to Rent Control Petitions if I am appointed to deal with them.

Since the work of the Special Court is now light, one of the two days (Tuesdays or Fridays) may conveniently be devoted entirely to this work, in view of the fact that on other days, accommodation will not be available.

I hope your clerk will attend to this Court with me as well.

(sd) xx
for Collector.

Gen'l.

(True copy)

for Joint Secretary.

amk. 11/5.

13

Public (General C) Department

Memo No. 1530/53-3 Dated: 2nd June, 1953

Sub: Acts - M.B.(L. & R.C.) Act, 1949 - Administration in Mangalore, South Kanara District - Appointment of Sri P.Vyasa Rao, as Hony.Additional Rent Controller in place of official Receiver

Ref: From the Board of Revenue, W.No.2136/53-1, dt. 11.5.1953.

The Board of Revenue is requested to state ~~It is not clear~~ whether the appointment of Sri P. Vyasa Rao, as Hony.Additional Rent Controller, Mangalore, will involve any extra expenditure to Govt. ~~The Board of Revenue is requested to clarify the position urgently.~~

To the Bd. of Revenue
Chepauk, Madras.
Copy to the Collr.
of South Kanara.

Ref.C.No.A1.3022/53-5.

S.Kanara Collector's Office,
Mangalore dated 19.6.53.

From

Sri A.Mahalingam Chettiar, B.A.,
Collector of South Kanara.

To

The Secretary to the Board of Revenue,
Land Revenue, Chepauk, Madras 5.

Sir,

THE MADRAS BUILDINGS (LEASE AND RENT CONTROL) ACT 1949 - Administration in Mangalore, in South Kanara district - Appointment of Sri P.Vyasa Rao, as A.R.C. in place of official receiver - further report submitted.

Ref: Government memo No.1530/53-3 Pub. (Genl.C) dt.2.6.53.
2. Board's Ref.W.2136/53-2 dt.5.6.53.

....

Sri P.Vyasa Rao does not claim any remuneration. A copy of his letter dt.13.6.53 in this regard is enclosed. Hence his appointment as A.R.C. Mangalore will not involve any extra expenditure to Government.

2. The temporary clerk and a peon who are now attending to the Rent control work under the R.C.Mangalore can also attend to the work under the A.R.C. These posts were last sanctioned in G.O.Ms.No.441 Pub. (Genl.C) dt.23.2.53.

Yours faithfully,

For Collector.

Copy to the Chief Secretary to Government (Public (General C) Department, Fort St.George, Madras 9 (with enclosure).
AM, 22.6.53.

16

Public (General) Dept.

Pay & Services.

Submitted for perusal. The ~~original~~ reply of ~~received through~~ the Board of Revenue, ~~together with the letter's remarks thereon~~ may be awaited. (R.D 6.7.53).

CK 26.6.53 lsf 26/6/53

U.K. 27.6.53

No reply has been received from the Board of Revenue so far. It may be reminded. A draft Memo is submitted for approval.

CK. 9.7.53 lsf 9/7/53

U.K. 10.7.53

Copy of letter dated 13.6.1953 from Sri P.Vyasa Rao, B.A.M.L. Retired Dt.Munsif and special First Class Magistrate to the Revenue Divisional Officer Mangalore.

Ref:C. 242/53 dated 12.6.1953.

12

*****

I did not claim nor have I any intention of claiming any remuneration for the work. I expect the clerk in charge of this work in your office to attend to me as well.

The question of extra expenditure will not therefore arise.

/True copy/

19

Public (Genl-C) Dept.

Memo No. 1530/53-4 dated. 10th July '53

Sub:- Acts - M.B.C.L.T.R.C) Sch., 1949 - Administration in Mangalore, South Kanara District - Appointment of Sri P. Vyasa Rao, ex-Army Addl. Asst. Controller to place of Official Receiver.

Ref:- 1) Govt. Memo No. 1530/53-3, Pub.(Genl-C), dt. 2.6.53

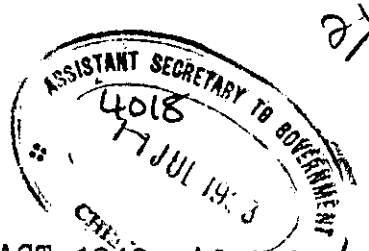
2) From the Collector of South Kanara, Lr. Rc.No. A1.3022/53-5 dated, 19.6.53, addressed to Bd. of Revenue & Copy sent to Government.

The attention of the Board of Revenue is invited to the Govt. Memo first cited and it is requested to submit the report called for therein, as early as possible.

To the Bd. of Revenue, Nungambakkam, Madras.

Dy. 9.7.53 Sup. 9/7/53

10.7.53



REVENUE DEPARTMENT,

Subject;
THE MADRAS BUILDINGS (LEASE AND RENT CONTROL) ACT 1949--Administration in Mangalore, in South Kanara District--Appointment of Sri P. Vyasa Rao as ~~ArRrOx~~ Additional Rent Controller in place of official receiver Further report submitted.

****

Madras. Ref.W. No2136/53-3. Dated 8-7-53.

Sri W.R.S.Sattianathan, I.C.S.,
Commissioner of Land Revenue.

Sri A. R. Rajaratnam, I.A.S.,
Joint Secretary, Board of Revenue.

Read: Government Memo.No. 1530/53-3, Public (General-C) dt 2-6-53.
From the Collector of South Kanara, Ref.C.No.A1. 3022/53-5 dated 19-6-53.

REFERENCE:

The Board invites the attention of the Government to the report of the Collector of South Kanara cited a copy of which has been submitted by him to the Government direct. It agrees that no extra expenditure to Government will be involved by the present proposal.

for Joint Secretary.

To the Secretary to Government, Public (General-C)Department, Madras.

nedr.8-7.

Public (General-C) Departme

G.O.Ms.No. 2429 dated 8th Sept '53

ACTS-M.B.(L & R C) Act, 1949 - Administration in South Kanara District - Appointment of Sri P.Vyasa Rao as Honorary Additional Rent Controller, Mangalore - Notification issued under section 2(2) -c- Amended.

Read:-- (1) G.O.Ms.No.1076/Public(Gl.C) Dept.d/19-4-5
(2) From the Collector of South Kanara, letters Nos.A1-3022/53-2&5 d/12-3-53 & 19-6-53.
(3) From the Board of Revenue, Ref.W.Nos.2136 53-1&3 dated 11-5-1953 and 8-7-1953.

ORDER

The Government accept the recommendation of th Collector of South Kanara to appoint Sri P.Vyasa Rao, Retired District Munsiff and Honorary Special Ist Class Magistrate, Mangalore, as Honorary Additional Rent Controller, Mangalore in the place of 'Official Receiver', Mangalore, for a period of one year with effect from the date of his taking charge. He will no be paid any remuneration for this work. The appointme is terminable at any time before the expiry of one year, if the Government consider it necessary to appoint a full-time officer for the work or to entrus the work to any officers in service, or for any other reason.

2. The following notification will be published in the Fort St.George Gazette:--

NOTIFICATION

In pursuance of section 2(2) of the Madras Buildings (Lease and Rent Control) Act,1949 (Madras Act XXV of 1949), the Governor of Madras hereby makes the following amendment to Public Department Notifica tion No.9, dated the 19th April 1951, published at page 675 of Part I of the Fort St.George Gazette, dated the 1st May 1951, as subsequently amended, relating to the appointment of persons to perform the functions of a Controller under the said Act.

AMENDMENT

In the said notification, in item (iv), for the words "Official Receiver" the words "Honorary Special 1st Class Magistrate", shall be substituted.

JK. 3.9.53. Ge- 4.9.53.

4.9.53.

[Published as notification No. 220 on p 1340 of Part I of the F.S.G.G. of 16.9.1953]

To The S.G.P. for publication of the notification in the F.S.G.G.
To The Bd. of Revenue.
" the Collector of South Kanara (6 copies)
" the Rent Controllers, concerned, thro' the Collector of S.Kanara. (6 copies)
" the Dt.Judge, S.Kanara.
" the Appellate & other authorities concerned, thro' the Dt.Judge, S. Kanara (6 copies)
" the Registrar, High Court Madras.
" the Public (Separation) " the Revenue Deptt. Deptt.,
" the Home Deptt.
" the Legal Deptt.

20 Sec.

10/9/53

SPECIAL.
Ref.C.No.E1-17498-54.

S.Kanara Collector's Office,
Mangalore, dated 26-7-54.

From

Sri V. Seetharama Servai, B.A.,
Collector of South Kanara.

To

The Secretary to the Government,
Home Department, Fort St. George,
M A D R A S-9.

Sir,

Sub: ACTS - Madras Buildings (Lease and Rent) Control Act 1949 - Administration in South Kanara District - Appointment of Sri P. Vyasa Rao as Hon. Addl. Rent Controller - Mangalore - Resignation - acceptance - Cancellation of notification - requested.

Ref: 1) G.O.Ms.No.2429 Public (General) Department dated 8-9-54.
2) G.O.Ms.No.2012 H.D. dated 7-7-54.
3) Petition dated 13-7-54, from Sri P. Vyasa Rao, Hon. Addl. Rent Controller - Mangalore.

103329

In G.O.Ms.No.2429 Public (General C) Department dated 8-9-54, the Government were pleased to appoint Sri P. Vyasa Rao, President Ist Class Bench Court Mangalore, as Hon. Addl.Rent Controller Mangalore, in order to avoid delay in the disposal of rent Control Cases, by the rent Controller (R.D.O.) Mangalore. Since then, Sri P. Vyasa Rao, Preisdent Ist Class Bench Court, Mangalore and Hon Rent Controller Mangalore, was attending to the disposal of the Rent Control Cases. The Clerk of the Rent Controller (R.D.O.) Mangalore was attending to the work of the Hon.Rent Controller Mangalore, as he had no Separate Clerk, for this work. Consequent on the instroduction of the Scheme of separation of Judiciary from the Executive with effect from 1-7-54, the Mangalore Revenue Division and the Post of the Rent Controller(R.D.C Mangalore, has been abolished. On account of the abolition of the Post of the Rent Controller (R.D.O.) Mangalore, with effect from 1-7-54, the Post of the Rent Controler Clerk has also been abolished. Sri P. Vyasa Rao, Hon.Rent Controller, has no clerk and hence he has tendered resignation tothe Hon. Rent Controller's Post. A copy of the resignation petition received from him is enclosed for the information of the Government.

2. In G.O.Ms.No.2012 H.D. dated 7-7-54, the Government have appointed, the Personal Assistant to the Collecter as the Rent Controller, Mangalore. The Personal Assistant to the Collector may not have much work, due to the bifurcation of the Criminal work from the Executive and he can conveniently attend to the Rent Control

cases, without the assistance of any additional Rent Contr

I therefore request that the resignation tendered by Sri P. Vyasa Rao, Hon. Rent Controller Mangalore may be accepted and the notification issued in G.O.Md.No.2429 P.(General C) Department dated 8-9-53, may kindly be cancelled.

3. I request the favour of early orders in the matter.

Yours faithfully,

For Collector.

(Enclosures)
Copy of resignation - Petition.
als/27-7

103353

3 27

P.Vyasa Rau, B.A., M.L.,
Retd. Dt. Munsif,
President I Class Bench of
Magistrates.

Kadri road,
Mangalore 3.
Dated 13.7.54.

To
The Collector of South Kanara,
Mangalore.

Sir,

On Tuesday last (6-7-54) I went to court as usual only to find that no clerk in charge of Rent Control work was present. I wanted to bring this to your notice in person that day itself, but I was told that you were away on tour. Till now, no intimation has been received by me, as to the arrangement for work. In the circumstances, no useful purpose will be served by my continuing as Addl.Rent Controller in name only. I therefore tender my resignation.

Yours faithfully,

(Sd) xx xx
Hon. Addl.Rent Controller.

(True copy)

Ref.C.No.E1.17498-54.

S.Kanara Collector's office
Mangalore, dated 30.8.54.

From

Sri V.Seetharama Servai,B.A.,
Collector of South Kanara.

To

The Secretary to the
Government,
Home Department,
Fort St.George, Madras 9.

ASSISTANT SECRETARY TO GOVERNMENT
2-SEP 1954
HOME DEPARTMENT

Sir,

Sub: ACTS: Madras Buildings (Lease and Rent) control Act 1949- Administration in South Kanara district- appointment of Sri P. Vyasa Rao as Honorary Additional Rent Controller Mangalore- Resignation- orders of acceptance-Requested.

Ref: 1.My letter Rc. No.E1.17498-54 dated 26.7.54.

116544 I request early orders.

I have the honour to be,
Sir,
Your faithfully,

31.8.54.
For Collector.

IC/31.8.54 -P

Old draft put up at (T).

Home
NB/6/9

21/9/54

pp 2-3 ctd

pp 3-4 ctd of (K)

- p 1 of (L)

Home (A.C) Dept.

Memo No. 103329 AC/54-2 dated 7-9-54

Acts - M.B (LHRC) Act, 1949 -

Administration in Sirsi Kanara

District - Rent Controller for

Mangalore town.

Ref:- From the Collector of Sirsi Kanara,

ref. C.No. E1-17498-54, d/-26.7.54

& 30.8.54.

p 2 ctd

The Collector of Sirsi Kanara is referred to G.O.Ms. No. 2012, Home (A.C), d/-7.7.54 in which item (iv) of G.O.Ms. No. 1076, Public (Genl.C), d/-19.4.51 has been superseded and he is informed that at present the P.A. to the Collector of Sirsi-Kanara is the only Rent Controller for the area comprised within the Mangalore Municipality.

2. The Govt. accept the resignation tendered by Sri P. Vyasa Rao of his office as Honorary Rent Controller, Mangalore.

CK. 4.9.54 NB 4.9.54

MGB 6.9.54

To the Collector of Sirsi Kanara,
Dept. 7/9/54 Mangalore.

I.S.F.

N.F

Public(General C)Department

C.No.1530/53.

Sub: Acts - M.B.(L. & R.C.) Act, 1949 - Administration in Mangalore, South Kanara District - Appointment of Sri P.Vyasa Rao, as Hony.Additional Rent Controller in place of official Receiver.

Ref: From the Collector of S.Kanara, No.A1.3022/53-2, dt. 12.3.1953.
From the Board of Revenue, W.No.2136/53,dt. 11.5.1953.

Please see the copy of letter from the Collector of South Kanara and the remarks of the Board of Revenue thereon in the c.f.

Hitherto, the Official Receiver, Mangalore was assisting the Rent Controller, Mangalore in disposal of Rent Control cases. Now the Official Receiver is not attending to the Rent Control cases and under the instructions from the High Court, all pending rent control cases have been retransferred to the Rent Controller, Mangalore. Consequent on this retransfer, the Collector has stated that there is heavy pendency of rent control cases at Mangalore. A statement showing the number of cases pending at the beginning of the month, received and disposed of during the month and cases pending at the end of the month for the periods from September 1952 to February 1953 is put up at (8). Sri P.Vyasa Rao, Retired District Munsif, is willing to attend to rent control cases, if he is appointed as Hony.Controller. Please see in this connection the copy of the letter of Sri Vyasa Rao on p.3 c.f. It is reported that Sri Vyasa Rao is energetic and physically fit to do the work. To avoid delay in the disposal of cases and the consequent inconvenience to the public, the Collector suggests that he may be appointed as Hony.Addl.Rent Controller, Mangalore. The Board of Revenue supports the suggestion.

It is not clear, whether the appointment of Sri P. Vyasa Rao, as Hony.Addl.Rent Controller, Mangalore will involve any extra cost to Govt. Before accepting the proposal of the Collector, this may be clarified by a reference to the Board. Subject to orders, a draft memo is submitted for

p.t.o.

N.F

Public(General C)Department

C.No.1530/53.

Sub: Acts - M.B.(L. & R.C.) Act, 1949 - Administration in Mangalore, South Kanara District - Appointment of Sri P.Vyasa Rao, as Hony.Additional Rent Controller in place of official Receiver.

Ref: From the Collector of S.Kanara, No.A1.3022/53-2, dt. 12.3.1953.
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p.t.o.

approval. Home and Finance may see before issue.

109493
22/5/53
109493
Cls 1
Pub (genl c) Dept
1530/53-2
22-5-53

ASSISTANT SECRETARY TO GOVERNMENT
MAY 1953
HOME DEPARTMENT

Home | Fin

Home Dept

The note on plaint and the draft memo below may be perused. It does not seem necessary to consult the High Court in the matter. But may be requested to let this dept. see the file again before issue of final orders.

Thro cts II

cts III

Home 109493 cts I/II/III

ADDITIONAL DEPUTY SECRETARY TO GOVERNMENT
43797
MAY 1953
FINANCE DEPARTMENT

43797

Pubn (genl c) Dept.

The draft memo below may be done.

p17 cb

[Asked as Memo No. 1530/53-3, Public (Genl. C), dt. 2.6.53 from the Collector of South Kanara, copy of letter No. A1.3022/53.5, dt. 19.6.53.

p15 cb

From the Board of Revenue, Rep. W. No 2136/53-3, dt. 8.7.53.

p21 cb

With reference to this department's Memo on p13 cb, please see the copy of letter from the Collector of South Kanara and the report of the Board of Revenue on pp15 & 21 cb. Sri P. Vyasa Rao does not require any remuneration for the work, if he is appointed as Hony. Addl. Rent Controller, Mangalore - Please see in this connection the copy of letter from Sri P. Vyasa Rao on p17 cb. He wants that the temporary clerk and peon, who are now attending the Rent Control work under the Rent Controller, Mangalore may be asked to attend to this as well. Hence, no extra expenditure to Government will be involved by appointing Sri P. Vyasa Rao as Hony. Addl. Rent Controller, Mangalore

p17 cb

A

So far no Hony. Addl. Rent Controller appears to have been appointed in any place. [For the circumstance, it is proposed that the suggestion of the Collector of South Kanara to appoint Sri P. Vyasa Rao as Hony. Addl. Rent Controller, Mangalore may be accepted. Home and Finance and Legal may see for remarks, if any, before circulation in the first instance.

CK. 13.7.53.

15/7/53.

16.7.53

ASSISTANT SECRETARY TO GOVERNMENT 17 JUL 1953 HOME DEPARTMENT

: Public (Genl. C) No. 1530/53-6 17.7.53

14797

17/7

*Home / Legal / Fin

Home (cts I)

E III

(Pre note of this Deptt is on p 2 ante)

The note of the Pub.(Genl.) Dept on p 3 ante may be perused. This dept. ~~may agree with~~ need no objection A on p 3 ante and the file may be passed on to Legal. Cts III

18.7.53 18.7.53

20/7/53 AS IV / DS (E II) 21.7.53 Cts 22/7

Thro cts II

Recd 20/7/53 Cts III 20/7/53

AS IV ? Legal D.S III

Home 14-7975 cts I/53-1 24.7.53

Legal (Opinions) Department

There is no legal objection to the proposal at A on page 3 ~~n.f.~~ ante. The order of appointment may be for a specified period, with power reserved to the Government to terminate the appointment at any time before the expiry of that period if the Government consider it necessary to appoint a full time officer for the work or to entrust the work to any officers in service or for any other reason.

ASSISTANT SECRETARY 12122 25 JUL 1953 LEGAL DEPARTMENT

J.M.Rao 29/7 M.L. D.S (D) 29.7.53

Legal U.O. 12122/53-1 29/7/53

Finance (E III)

(Previous Finance note on p 2 ante)

The Finance Deptt ~~has no objection~~ may agree to this proposal of Pub (Genl) Deptt at 'A' on p 3 ante subject to remarks of Legal above. No extra expenditure to Govt. will be involved in the proposal. This Deptt. may perhaps suggest that a sentence to the effect that Sri P. Vyasa Rao will not be paid any remuneration for this work ~~be included in the order of appointment~~ may be added in the order of appointment

FINANCIAL DEPUTY SECRETARY TO GOVERNMENT 62195 30 JUL 1953 FINANCE DEPARTMENT

p 21 ct

Ra 31.7.53 M 5853

ASSISTANT SECRETARIAT TO GOVERNMENT 4570 10 AUG 1953 GENERAL SECTION

for 6/8/53 Pub (Genl)

FIN. U.O. 62195/E III-1 7.8.53

Public (General - C)Department.

The file deals with the proposal of the Collector of South Kanara to appoint Sri P.Vyasa Rao, Retired District Munsif, as Honorary Additional Rent Controller, Mangalore. Hitherto, the Official Receiver, Mangalore was assisting the Rent Controller, Mangalore in disposal of Rent control cases. Now the Official Receiver is not attending to Rent control cases and under the instructions from the High Court, all pending rent control cases have been retransferred to the Rent Controller, Mangalore. Consequent on this retransfer, there is heavy pendency of rent control cases at Mangalore. A statement showing the number of cases pending at the beginning of the month, received and disposed of during the month and cases pending at the end of the month for the periods from September, 1952 to January, 1953 is put up at (S). Sri P.Vyasa Rao, Retired District Munsif, is willing to attend to rent control cases, if he is appointed as Honorary Controller. Please see in this connection the copy of the letter of Sri P. Vyasa Rao on p 3 c.f. It is reported that Sri Vyasa Rao is energetic and physically fit to do the work. To avoid delay in the disposal of cases and the consequent inconvenience to the public, the Collector of South Kanara suggests that Sri Vyasa Rao may be appointed as Honorary Additional Rent Controller, Mangalore. The Board of Revenue supports the suggestion.----

As it was not clear, whether the appointment of Sri Vyasa Rao as Honorary Additional Rent Controller, Mangalore would involve any extra cost to Government, the Board of Revenue was consulted in the matter. It is reported that Sri Vyasa Rao does not require any remuneration, if he is appointed as Honorary Additional Rent Controller, Mangalore. Please see in this connection, the copy of the letter from Sri Vyasa Rao on p 17 c.f. He wants that the temporary clerk and peon, who are now attending to the rent control work under the Rent Controller, Mangalore may be asked to attend on him

as

as well. Hence, no extra expenditure to Government will be involved by appointing Sri P. Vyasa Rao as Honorary Addl Rent Controller, Mangalore. Home, Finance and Legal, to whom the file was sent for remarks, whether the suggestion of the Collector of South Kanara to appoint Sri Vyasa Rao as Honorary Additional Rent Controller, Mangalore may be appointed, have agreed to the proposal. The Legal department, while agreeing, have suggested that the order of appointment may be for a specified period, with power reserved to the Government to terminate the appointment at any time before the expiry of the period if the Government consider it necessary to appoint a full time officer for the work, or to entrust the work to any officers in service, or for any other reason. The Finance department have suggested that a sentence may be added in the order of appointment to the effect that Sri P. Vyasa Rao will not be paid any remuneration for this work. The suggestions of Legal and Finance may be accepted.

The case may be circulated to M(Ac.C) for orders, whether Sri P. Vyasa Rao, Retired District Munsif, may be appointed as Honorary Additional Rent Controller, Mangalore for a period of one year in the first instance.

CK. 11.8.53
CV 13.8.53

Above may be done.

V. Kashinam
As. Sub.
13-8-53

C.S.

M(Ac.C)

17/8

17/8

CHIEF SECRETARY
18 AUG 1953
GOVERNMENT OF MADRAS

Please see the orders in circulation on p.6 ante. A draft notification is submitted for approval. Legal may see for scrutiny.

Ck. 20.8.53

Ag 20.8.53

21.8.53 Legal

Pub. (Genl.c) No. 1530/53-6 25.8.53

ASSISTANT SECRETARY 13773 26 AUG 1953 LEGAL DEPARTMENT

Legal(Drafting)Department

With reference to P on page 6 ante, no provision is incorporated in the draft order. Public may therefore add the following sentence at the end of paragraph 1 of the draft order:-

A

" The appointment is terminable at any time before the expiry of one year, if the Government consider it necessary to appoint a full-time officer for the work, or to entrust the work to any officers in service or for any other reason."

Subject to the above remark, the slight alterations indicated in red ink on the draft Notification may be made.

pub (Genl.c)

Legal a.o. Pub(Drafting) 29/8/53

ASSISTANT SECRETARY TO GOVERNMENT 4910 2 - SEP 1953 CHIEF SECT.

A the red-ink

Public (Genl.c) Department

Please see the note of Legal above. They have suggested certain additions and alterations to the draft order below. These may be accepted. The draft as revised may now issue.

Ck. 3.9.53

Ag 4.9.53

May issue.

4.9.53 C.S.

Pp 23-24

[Issued as G.O Ms.No. 2429, Pub(G/c), dt.8.9.53]

N.F(contd.) 9

Home (A.C.) Department.

C.No.103329/54.

ACTS - M.B. (L.& R.C.) Act, 1949 - Administration in South Kanara dt. - Appointment of Sri P.Vyasa Rao as Hon.Additional Rent Controller, Mangalore - Resignation - Acceptance.

From the Collr. of South Kanara, ref, C.No.E1-17498-54, dated 26.7.54.

In G.O.Ms. No.2429, Pub.(Genl.C), dated 8.9.54, Sri P. Vyasa Rao, Retired District Munsif and Honorary Special First Class Magistrate, Mangalore was appointed as Honorary Addl. Rent Controller, Mangalore in the place of the Official Receiver, Mangalore for a period of one year with effect from the date of his taking charge. Since then, he was attending to the disposal of the Rent Control cases. The clerk of the Rent Controller (R.D.O.), Mangalore was attending to the work of the Honorary Rent Controller as he had no separate clerk for his work. Consequent on the introduction of the Scheme of Separation of Judiciary from the Executive with effect from 1.7.54, the Mangalore Revenue division and the post of the Rent Controller (R.D.O.), Mangalore have been abolished. The post of the Rent Control clerk also has been abolished. Sri P.Vyasa Rao, Honorary Rent Controller has no clerk and hence he has tendered his resignation of the post of the Honorary Rent Controller. Attention in this connection is invited to the copy of the resignation letter of Sri P. Vyasa Rao forwarded by the Collr. of South Kanara on p.3 c.f.

On the abolition of the Mangalore Revenue Division due to the introduction of the Scheme of Separation of Judiciary from the Executive in the district of South Kanara and the abolition of the post of the R.D.O., Mangalore who was also attending to the Rent control work in the division, the Personal Asst. to the Collector of South Kanara has been appointed as Rent Controller in G.O.Ms.No.2012, Home, dated,

Pc 10

7.7.54 in the Mangalore Municipality. The Collr. of South Kanara has stated that due to the bifurcation of the Criminal work from the Executive, the P.A. to the Collector may not have much work and he can ~~can~~ conveniently attend to the Rent control cases without the assistance of any additional Rent Controller. The Collr. has therefore requested that the resignation tendered by Sri P. Vyasa Rao, Hony. Rent Controller, Mangalore, may be accepted and the notification issued in G.O.Ms.No.2429, Pub.(Genl.C), dated 8.9.53 may be cancelled.

Submitted that the notification issued in G.O.Ms.No.2012, Home, dated 7.7.54 supersedes the earlier notification issued in G.O.Ms. No.2429, Pub.(Genl.C), dated 8.9.1953 appointing 'Honorary Special Ist Class Magistrate' (Sri Vyasa Rao) as Rent Controller. All appointed as Rent Controllers in Mangalore Revenue Division have ceased to exist and the Personal Asst. to the Collector of South Kanara has become the only Rent Controller in Mangalore Municipality. It is therefore not necessary to cancel the notification. The resignation of Sri Vyasa Rao may formally be accepted and the Collr. of South Kanara ~~may be~~ informed accordingly. Law may see before a reply is sent to the Collector.

CK. 5.8.54 NB 6.8.54

para 2 in pp 25266

pp 23266 (5)

pp 3466 Fr

No need for this; J. Naik. Draft quickly. NB 6/8/54

A draft memo is sent for approval.

CK 7.8.54 NB 7/8/54 11.8.54

Law may see before issue NB 11.8.54

ASSISTANT SECRETARY 13 AUG 1954 12569 LAW DEPARTMENT, MADRAS

Home Secy No: 103329 AC/54-1 13-8-54

Ac

LAW (OPINIONS) DEPARTMENT.

Under section 2(2) of the Madras Buildings (Lease and Rent) Control) Act, 1949 (Madras Act XXV of 1949) 'controller' means any person appointed to perform the functions of a Controller under the Act. Under the notification issued under that section, the Honorary Rent Contfoller, Mangalore, was appointed to perform the functions of a Controller under the Act. That notification has since been amended and the Honorary Rent Controller, Mangalore has been divested of his powers under the Act. Sri P. Vyasa Rao was appointed as Honorary Rent Controller, Mangalore and by virtue of his appointment as such he was exercising the powers of a Controller under the Act till the notification was amended. The effect of the amendment is to only divest him of the power of a Controller Under the Act and not to terminate his appointment as Honorary Rent Controller, Mangalore. His appointment has therefore to be specifically terminated by accepting the resignation of his office as Honorary Rent Controller.

ASSISTANT SECRETARY TO GOVERNMENT
30 AUG 1954
HOME DEPARTMENT
115675

30/8

30.8-54 30/8/54

Law U.O.No: 12569/54-1
30.8.54

Home

Home (A.C.) Dept.

Please see the note of Law above. A revised draft Memo is sent for approval.

CK. 4.9.54 4.9.54.

May move
6.9.54

p 31 cb

[Issued as Memo No 103829 M/54-2 Home, dt. 7.9.54]

Public (General.C) Department

G.O.Ms.No. dated

Acts - M.B.(L & R C) Act,1949 - Administration in South Kanara District - Appointment of Sri P.Vyasa Rao as Honorary Additional Rent Controller, Mangalore - Notification issued under section 2(2) ~~of~~ - Amended.

Read:-- 1) G,O.Ms.No.1076, Pub.(Gen-C)Dept.d/19-4-51
2) From the Collector of South Kanara, lrs. No.A1-3022/53-2 & 5 d/12-3-53 and 19-6-53.
3) From the Bd.of Rev. Ref.W.Nos.2136/53-1&3 dated. 11-5-53 and 8-7-53.

ORDER:--

The Govt. accept the recommendation of the Collector of South Kanara to appoint Sri P. Vyasa Rao, Retired District Munsiff and Honorary Special Ist Class Magistrate, Mangalore, as Honorary Additional Rent Controller, Mangalore in the place of Official Receiver, Mangalore, for a period of one year with effect from the date of his taking charge. He will not be paid any remuneration for this work.

2. The following notification will be published in the Fort St.George Gazette:--

NOTIFICATION

In pursuance of section 2(2) of the Madras Buildings(Lease & Rent Control)Act,1949 (Madras Act XXV of 1949), the Governor of Madras hereby makes the following amendment to Public Department Notification No.9, dated the 19th April 1951, published at page 675 of Part I of the Fort St.George Gazette, dated the 1st May 1951, as subsequently amended, relating to the appointment of persons to perform the functions of a Controller under the said Act.

AMENDMENT

In the said notification, in ~~clause~~ item (iv), for the words "Official Receiver" the words "Honorary

P.T.O.

1st class Magistrate
~~Additional Rent Controller~~;" shall be substituted.

20.8.53
20.8.53

21-8-53

To The S.G.P. for publication of the notification in the F.S.G.G.
" the Bd. of Revenue
" the Rent Controllers concerned, thro' the Collector of South Kanara (6 copies)
" The Collector of S.Kanara.
" the Dt.Judge, S.Kanara.
" the Appellate and other authorities concerned, thro' the Dt.Judge, S.Kanara.
" the Registrar, High Court, Madras. (6 copies)
" the Pub.(Separate) Deptt.
To the Revenue Deptt.
To the Home Deptt.
To the Legal Deptt.

205 Cs.

(5)

Public(General C)Department

STATEMENT SHOWING THE DISPOSAL OF RENT CONTROL CASES AT MANGALORE.

Month.	No.of cases pending at the beginning of the month.	No.of cases received during the month.	Total No.of cases for disposal during the month.	No.of cases disposed of during the month.	No.of cases pending at the end of the month.
(1)	(2)	(3)	(4)	(5)	(6)
September '52	52	22	74	29	45
October '52	45	16	61	28	33
November '52	33	36	69	24	45
December '52	45	22	67	31	36
January '53	36	29	65	19	46
February '53	46	34	80	19	61

pp1-2 ಕ

pp3-ಒಳಗೆ (T)

- ಪುಟ (L)

To
The Collr. of South Kanara,
Mangalore.

I S.F.

(T)

Home (A.C.) Department.

Memo. No. d/

Acts - M.B. (L.& R.C.) Act, 1949 - Administration in South - Kanara District - Rent Controller for Mangalore town.

Ref: From the Collr. of South Kanara, ref.C.No.E1-17498-54, d/ 26.7.54

The Collr. of South Kanara, is referred to G.O.Ms. No.2012, Home (A.C.), dated 7.7.54 in which item (iv) of G.O. Ms.No.1076, Pub.(Genl.C), dated 19.4.51 has been superseded and he is informed that at present the P.A. to the Collector of South Kanara is the only Rent Controller for the area ~~confined in~~ comprised within the Mangalore Municipality.

CK 11.8.54

B 11.8.54

11.8.54